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Sub-Commission on Prevention
of Discrimination and
Protection of Minorities
Forty-sixth session
Agenda item 22

DRAFT REPORT OF THE SUB-COMMISSION ON PREVENTION OF DISCRIMINATION AND PROTECTION OF MINORITIES ON ITS FORTY-SIXTH SESSION

Rapporteur: Mr. Osman El-Hajjé

CONTENTS*

Chapter

XVI. DISCRIMINATION AGAINST INDIGENOUS PEOPLE

* E/CN.4/Sub.2/1994/L.10 and addenda contain the draft chapters of the report relating to the organization of the session and the various items on the agenda. Resolutions and decisions adopted by the Sub-Commission, as well as draft resolutions and decisions for action by, and other matters of concern to, the Commission on Human Rights, will be contained in documents E/CN.4/Sub.2/1994/L.11 and addenda.

GE.94-14123 (E)

XVI. DISCRIMINATION AGAINST INDIGENOUS PEOPLES

1. The Sub-Commission considered item 15 at its 28th and 29th meetings, on 22 and 23 August 1994.

2. The Sub-Commission had before it the following documents in connection with its consideration of the item:

Technical review of the United Nations draft declaration on the rights of indigenous peoples (E/CN.4/Sub.2/1994/2);

Draft declaration on the rights of indigenous peoples as agreed upon by the members of the Working Group at its eleventh session (E/CN.4/Sub.2/1994/2/Add.1);

Report of the Working Group on Indigenous Populations on its twelfth session (E/CN.4/Sub.2/1994/30);

Protection of the heritage of indigenous people: preliminary report of the Special Rapporteur, Mrs. Erica-Irene Daes, submitted in conformity with Sub-Commission resolution 1993/44 and decision 1994/105 of the Commission on Human Rights (E/CN.4/Sub.2/1994/31);

Transnational investments and operations on the lands of indigenous peoples: report of the Centre on Transnational Cooperations submitted pursuant to Sub-Commission resolution 1990/26 (E/CN.4/Sub.2/1994/40);

Note by the Chairperson-Rapporteur of the Working Group on Indigenous Populations, Mrs. Erica-Irene A. Daes: International Decade of the World's Indigenous People (E/CN.4/Sub.2/1994/52);

Written statement submitted by the Indian Law Resource Centre, a non-governmental organization on the Roster (E/CN.4/Sub.2/1994/NGO/15);

Written statement submitted by the Commission for the Defense of Human Rights in Central America, a non-governmental organization in consultative status (Category II) (E/CN.4/Sub.2/1994/NGO/16);

Written statement submitted by the Grand Council of the Crees (of Quebec), a non-governmental organization on the Roster (E/CN.4/Sub.2/1994/NGO/31).

3. At the 28th meeting on 22 August 1994, Mrs. Erica-Irene Daes, Chairperson-Rapporteur of the Working Group on Indigenous Populations, introduced the draft United Nations Declaration on the Rights of Indigenous Peoples (E/CN.4/Sub.2/1994/2 and Add.1), as well as the report of the Working Group (E/CN.4/Sub.2/1994/30).

4. In the general debate on the item, statements 1/ were made by the following members of the Sub-Commission: Ms. Attah (28th), Mr. Bengoa (28th, 29th), Mr. Boutkevitch (28th), Mr. Chernichenko (28th), Mr. Eide (28th, 29th), Ms. Forero Ucros (28th), Ms. Gwanmesia (29th), Mr. Hatano (28th), Mr. Joinet (28th), Mr. Lindgren Alves (29th), Ms. Palley (28th), Ms. Warzazi (28th), Mr. Yimer (28th).

5. Statements were made by the observers for: Australia (29th), Brazil (29th), Canada (29th), Chile (29th), Denmark (29th), Finland (29th), India (29th), Malaysia (29th), Pakistan (29th), United States of America (29th).

6. The Sub-Commission also heard statements by the representatives of the following non-governmental organizations: Andean Commission of Jurists (28th), Anti-Slavery International (28th), Four Directions Council (28th), Indian Council of South America (28th), Indian Law Resource Centre (28th), International Indian Treaty Council (28th), International Movement for Fraternal Union among Races and Peoples (28th), International Work Group for Indigenous Affairs (28th), Society for Endangered Peoples (28th) and Saami Council (28th). A joint statement was made by the Grand Council of the Crees and International Organization of Indigenous Resource Development (29th).

7. A statement equivalent to a right to reply was made by the observer for Bangladesh (29th).

8. At the 29th meeting, on 23 August 1994, Mrs. Daes made concluding remarks.

9. At the same meeting, Mrs. Daes also introduced her preliminary report on the protection of the heritage of indigenous peoples (E/CN.4/Sub.2/1994/31).

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